

APPLICATION FOR PERMIT  
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office APR 27 1990

Returned to applicant for correction \_\_\_\_\_

Correction application filed \_\_\_\_\_

Map filed APR 27 1990 under 54699

The applicant R. L. Fairbanks

#9 Fox Lane, of Yerington  
Street and No. or P.O. Box No. City or Town

NV 89447, hereby make S. application for permission to appropriate the public  
State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is Underground - Well No. 3  
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is 0.5 c.f.s. second-feet  
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet \_\_\_\_\_

3. The water to be used for Mining, Milling and Domestic  
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated: \_\_\_\_\_

(b) Stockwater, state number and kinds of animals to be watered: \_\_\_\_\_

(c) Other use (describe fully under "No. 12. Remarks") \_\_\_\_\_

(d) Power:

(1) Horsepower developed \_\_\_\_\_

(2) Point of return of water to stream \_\_\_\_\_

5. The water is to be diverted from its source at the following point: SW $\frac{1}{4}$  SE $\frac{1}{4}$  Sec. 16, T.13N., R.26E.  
Describe as being within a 40-acre subdivision of public

M.D.B. & M. or at a point from which the N $\frac{1}{4}$  Cor. of Sec. 17, T.13N., R.26E.  
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.

M.D.B. & M. bears N 56° 07' 58" W a distance of 7602.84'

6. Place of use Portions of S $\frac{1}{4}$  NE $\frac{1}{4}$ , SE $\frac{1}{4}$ , Sec. 17, SW $\frac{1}{4}$  NW $\frac{1}{4}$ , S $\frac{1}{4}$ , Sec. 16 NW $\frac{1}{4}$ , N $\frac{1}{4}$ SW $\frac{1}{4}$ , N $\frac{1}{4}$   
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

NE $\frac{1}{4}$ , Sec. 20, N $\frac{1}{4}$  N $\frac{1}{4}$  Sec. 21, T.13N., R.26E., M.D.B. & M.

7. Use will be begin about January 1 and end about December 31, of each year.  
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Well, pump and distribution system  
State manner in which water is to be diverted, i.e. diversion structure, ditches and

flumes, drilled well with pump and motor, etc.

9. Estimated cost of works \$40,000

10. Estimated time required to construct works.....2 yrs.....  
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use.....5 yrs.....

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Water will be used in heap leach copper operation and for dust control in the pit and mine roads.

By s/Bruce L. Rice  
P. O. Box 130  
Smith, NV 89430

Compared pm/bp

Protested

DENIAL OF STATE ENGINEER DENY

This is to certify that I have examined the foregoing application, and do hereby ~~grant~~ the same, subject to the following limitations and conditions:  
Applications 54699, 54700 and 54701 are denied on the grounds that the granting of these applications for appropriation of ground water in a basin where the water rights of record exceed the perennial yield would conflict with existing rights and threaten to prove detrimental to the public interest.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed.....cubic feet per second.....

Work must be prosecuted with reasonable diligence and be completed on or before.....

Proof of completion of work shall be filed before.....

Application of water to beneficial use shall be filed on or before.....

Proof of the application of water to beneficial use shall be filed on or before.....

Map in support of proof of beneficial use shall be filed on or before.....

Completion of work filed.....

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No.....Issued.....

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.  
State Engineer of Nevada, have hereunto set my hand and the seal of

my office, this 8th day of September

A.D. 94

[Signature]  
State Engineer